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TRANSMITTAL FORM

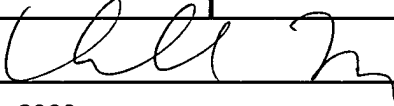
(to be used for all correspondence after initial filing)

Application Number	10/567,372
Filing Date	February 7, 2006
Inventor(s)	Josez Frans NELISSEN
Group Art Unit	3772
Examiner Name	O.A. Hawthorne
Attorney Docket Number	5100-000032/US

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Letter to the Official Draftsperson and _____ Sheets of Formal Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> LETTER SUBMITTING APPEAL BRIEF AND APPEAL BRIEF (w/clean version of pending claims) <input type="checkbox"/> Appeal Communication to Group (Notice of Appeal, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):		
<table border="1"> <tr> <td>Remarks</td> <td></td> </tr> </table>			Remarks	
Remarks				

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name Donald J. Daley	Reg. No. 34,313
Signature			
Date	January 16, 2009		



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/567,372 Group Art Unit: 3772
Filing Date: February 7, 2006 Examiner: O.A. Hawthorne
Applicant: Josez Frans NELISSEN
Title: DEVICE FOR TREATING NIGHTTIME BREATHING PROBLEMS
Attorney Docket: 5100-000032/US

Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Mail Stop Amendment

Date: January 16, 2009

AMENDMENT UNDER 37 C.F.R. §1.111

Sir:

In response to the non-final Office Action mailed October 16, 2008, the following amendments and remarks are respectfully submitted in connection with the above-identified application.

Amendments to the Claims begin on page 2,

Remarks begin on page 6 of this Amendment.

	Claims remaining after Amendment		Highest number previously paid for		Present extra
Total	13	-	20	=	0
Independent	1	-	3	=	0